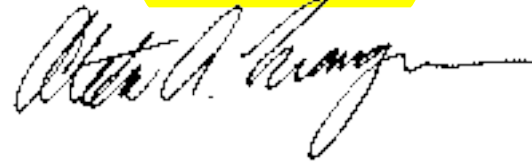


UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION

Motion GRANTED.



OPERATING ENGINEERS LOCAL UNION NO.)
474 HEALTH AND WELFARE FUND,)
OPERATING ENGINEERS LOCAL UNION)
NO. 474 PENSION FUND, and OPERATING)
ENGINEERS LOCAL UNION NO. 474)
APPRENTICESHIP FUND,)

Civil Action No. 3:13-1428

Plaintiffs,)

Judge Trauger

Magistrate Judge Griffin

v.)

J.N. THOMPSON CONSTRUCTION CO., INC.,)

Defendant.)

**MOTION FOR PRELIMINARY INJUNCTION
AND TO WAIVE SECURITY**

Pursuant to Fed. R. Civ. P. 65(a) and (c), Plaintiffs move the Court to enter a preliminary injunction and to waive any requirement for security in connection with issuance of the interlocutory injunction.

The injunction would require the Defendant to submit reports and payments required under a collective bargaining agreement. Without these reports and payments, Defendant's employees may be deprived of benefits, and so absent injunctive relief Plaintiffs and member employees may suffer irreparable harm. A supporting and explanatory memorandum is filed herewith.